

**REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF PLATTSBURGH, NEW YORK**

January 21, 2010

5:30 P.M.

MINUTES

Present: Mayor Donald Kasprzak, Councilors Tim Carpenter (W1), Michael Kelly (W2), George Rabideau (W3), Jim Calnon (W4), Amy Valentine (W5), Chris Jackson (W6)

Absent: None

1. MINUTES OF THE PREVIOUS MEETING:

RESOLVED: that the Minutes of the regular meeting of the Common Council held on January 14, 2010 are approved and placed on file among the public records of the City Clerk's Office.

By Councilor Valentine; Seconded by Councilor Carpenter

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

2. PAYROLLS OF VARIOUS DEPARTMENTS:

RESOLVED: That the payrolls of the various Departments of the City of Plattsburgh for the week ending January 20, 2010 in the amount of \$ 257,216.84 are authorized and allowed and the Mayor and the City Clerk are hereby empowered and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Calnon; Seconded by Councilor Jackson

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

3. REPORTS OF CITY OFFICES & COMMITTEE REPORTS:

- Report of Fire and Ambulance Responses for the week of January 14 – January 20, 2010
- Report from the Building Inspector's Office from January 13 – January 15, 2010
- Report of Public Hearing held by the Zoning Board of Appeals on January 19, 2010

RESOLVED: That the reports as read are hereby ordered, received and placed on file among the public records of the City Clerk's Office.

By Councilor Rabideau; Seconded by Councilor Carpenter

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

4 CORRESPONDENCE & RECOMMENDATIONS FROM BOARDS: None

5. AUDIT OF CLAIMS:

RESOLVED: That the bills approved by the Auditing Committee of the Common Council in the amount of \$ 2,012,622.20 are authorized and allowed and the Mayor and City Clerk (where required) are hereby authorized and directed to sign warrants drawn on the City Chamberlain for the payment thereof.

By Councilor Jackson; Seconded by Councilor Calnon

Discussion:

Councilor Jackson said it is a big number and wanted to make everyone aware that one million of his figure is for MLD Energy and about half million of that is capital projects.

Mayor Kasprzak said that is a very good point because when he looked at it and saw 2 million that's a big number.

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

6. PERSONS ADDRESSING COUNCIL: None

7. OTHER ITEMS:

A. RESOLVED: In accordance with the request therefore the Common Council approves Bill Treacy, Manager MLD to award the Bid No. 2009-12-1 "Install Fencing and Vehicle Gate, Green Street" to New York State Fence, Inc, Hilton, NY in the total amount of \$7,980.

By Councilor Kelly; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

B. RESOLVED: In accordance with the request therefore the Common Council approves the City Chamberlain to revise Capital Project H7220.38 "Crete Brothers Gym Building Improvements," to provide for additional upgrades to the building's HVAC systems.

By Councilor Valentine; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

C. RESOLVED: In accordance with the request therefore the Common Council approves The Adirondack District Boy Scouts of America to hold a Camporee to celebrate the 100th Anniversary of the Boy Scouts of America. Camporee to be held during the Battle of Plattsburgh Commemoration Celebration , Friday, September 10th – Sunday, September 12, 2010 and will be located on the North end of the Oval.

By Councilor Kelly; Second by Councilor Valentine

Discussion:

Councilor Valentine wondering if the Camporee is too loud in this residential area.

Mayor Kasprzak said they have been out there before and we haven't had any complaints.

Councilor Kelly said the people in his ward enjoy having the things on the oval. The only thing they don't like is people parking on the oval so if we can do something to take care of that they will be happy.

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

D. RESOLVED: In accordance with the request therefore the Common Council approves Councilor Valentine's request to remove "#13" from the approved "City of Plattsburgh Rules for Public Comment." (When a public comment topic is voted on by the Common Council, the topic may not be the subject of public comment for 6 months from the date of the vote unless the Common Council votes to allow public comment sooner).

By Councilor Valentine; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

E. Motion to waive rule 4 for initial consideration "Requests the ratification and approval, pursuant to NYS Civil Service Law Section 204-a, of the Memorandum of Agreement between the Plattsburgh Police Officers Union, Local 812 and the City of Plattsburgh containing the terms and conditions of employment of persons occupying titles represented by Local 812 from July 1, 2008 through December 31, 2012.

By Councilor Calnon; Second by Councilor Carpenter

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

RESOLVED: In accordance with the request therefore the Common Council approves Requests the ratification and approval, pursuant to NYS Civil Service Law Section 204-a, of the Memorandum of Agreement between the Plattsburgh Police Officers Union, Local 812 and the City of Plattsburgh containing the terms and conditions of employment of persons occupying titles represented by Local 812 from July 1, 2008 through December 31, 2012.

By Councilor Calnon; Second by Councilor Carpenter

Discussion:

Councilor Jackson would like to publicly thank the rank and file of the police department for negotiating this contract very professionally and he appreciates the fact that they ratified the agreement.

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

8. TRAVEL REQUEST:

A. RESOLVED: In accordance with the request therefore the Common Council approves Fire Chief Paul Williams to attend the New York State Career Chiefs meeting in Syracuse, NY on Tuesday, January 26, 2010 at an estimated cost not to exceed \$350.

By Councilor Valentine; Second by Councilor Calnon

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

B. RESOLVED: In accordance with the request therefore the Common Council approves Mayor Kasprzak to attend the NYCOM Conference of Mayors 2010 Winter Legislative Meeting in Albany, NY from February 21 – 23, 2010 at an estimated cost not to exceed \$679.

By Councilor Carpenter; Second by Councilor Jackson

Discussion: None

Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson

(All voted in the affirmative)

ACTION TAKEN: Adopted

Follow up Action: None

9. RESOLUTIONS FOR INITIAL CONSIDERATION:

1. Request from the City Engineer to reject all bids and re-advertise for Contract #2009-14, "Police Department Roof Replacement."
2. Request from the City Engineer that the Mayor be authorized to sign Amendment No. 1 to the Architectural Service Agreement with AES Northeast, PLLC, in an amount not to exceed \$6,435.00 to prepare plans and specifications for a pitched roof design for the City Police Department Roof Replacement to be funded from Capital Project H3410.34 "2009 Public Service Building Improvements."

Councilor Carpenter asked how will change affect what we have budgeted already?

Councilor Jackson said he thinks what happened is we put in a certain dollar amount to replace the flat roof and he thinks they ran in to a lot of problems with asbestos and asbestos removal and his expectation is the reason we are going back to AES for another design of a pitched roof is to abandon that and he would expect cheaper but he has the same questions **Councilor Carpenter** has if they are going to just put on a pitched fixed roof instead of tearing out what is there replacing with another flat roof it is probably going to be cheaper in the long run.

Mayor Kasprzak said he and **Kevin Farrington, Engineering & Planning Department** talked about this and it has been a bit of a controversy. The original estimate was for \$30,000 it is now over \$100,000 because of the problems that have come up. **Kevin Farrington** does not believe it is going to be less than that and he is not sure how we are going to deal with this but lets get the bids back but yes it has been a little bit of anguish here because of the estimate, which is much different than what we are looking at. The Chief and his staff are involved in this as well and the bottom line is we have to see where we are going here. It is about the same price there is no real reduction in cost of the new estimate which is a concern, but, **Mayor Kasprzak** is convinced we need a new roof there.

Councilor Carpenter said he understands that too he is just watching the budget numbers.

Councilor Jackson asked where the original estimate came from he could have told them that it wasn't going to be \$30,000.

3. Request from David Powell, Chief Plant Operator, WPCP to advertise for sealed bids for Contract # 2010-01 "Laboratory Services for Water Pollution Control Plant" Bid Opening Date: February 19, 2010 at 11:00 am.
4. Request from David Powell, Chief Plant Operator, WPCP to advertise for sealed bids for Contract # 2010-02 "Dewatering Chemicals (Polymer) for Water Pollution Control Plant" Bid Opening Date: February 19, 2010 at 11:00 am.
5. Request from David Powell, Chief Plant Operator, WPCP that Contract #2008-15 awarded to Slack Chemical Company, Inc. for "Sodium Hypochlorite for the Water Pollution Control Plant" be extended for one-year for an estimated quantity of 68,000 gallons at a unit price of \$0.858 per gallon at a 2010 budget cost of \$78,200 to cover the use of this chemical for the year.
6. Request from David Powell, Chief Plant Operator, WPCP that Contract #2008-16 awarded to Slack Chemical Company, Inc. for "Liquid Alum for the Water Pollution Control Plant" be extended for one-year for an estimated quantity of 74 dry tons at a unit price of \$459.89 per dry ton at a 2010 budget cost of \$25,900 to cover the use of this chemical for the year.
7. Request from David Powell, Chief Plant Operator, WPCP that Contract #2008-17 awarded to Thatcher Chemical Company, Inc. for "Sodium Thiosulfate for the Water Pollution Control Plant" be extended for one-year for an estimated quantity of 18,000 gallons at a unit price of \$2.19 per gallon at a 2010 budget cost of \$43,200 to cover the use of this chemical for the year.

Councilor Kelly asked on initials 5, 6 and 7 that they don't have to go back out to bid for those things. **Mayor Kasprzak** said no we don't **David Powell, Chief Plant Operator** has done the homework on this and we do this on a regular basis down at that plant because of the volatility of some of those chemicals if we can lock in the same price. He checks the market and he felt very comfortable in recommending those to us.

Councilor Kelly before they vote next week he would like to ask someone what all these are for, he is curious about that.

Mayor Kasprzak said absolutely he thinks the expert should tell them what they are for.

8. Request from Police Chief Desmond Racicot to continue the contract with James Burgess the Nuisance Animal Control Officer at the same rate as 2009.
9. Request from Police Chief Desmond Racicot to continue the contract with ELMORE SPCA, INC. for Animal Shelter Services for 2010 at the same terms and rates as 2009.
10. Request from Police Chief Desmond Racicot to continue the contract with Ron Santor as the Police Department's Training Director for 2010 and the cost will remain the same as in the past and will be paid out of Asset Forfeiture Fund.
11. Request from Police Chief Desmond Racicot to continue the contract with Ron Santor as the Basic Academy Director for 2010 and the cost will remain the same as in the past and will be paid out of Asset Forfeiture Fund.
12. Request from Police Chief Desmond Racicot to approve the contract with CVI for Cleaning Services at the Police Department for 2010. There has been an increase in the cost, which is attributed to the increased cost of supplies and labor.
13. Request from Police Chief Desmond Racicot for two officers to attend the "Training Management & Risk Mitigation for SWAT Course" in Poughkeepsie, NY from February 3 – 5, 2010 at an estimated cost not to exceed \$1,911.00 and will be paid out of the Asset Forfeiture Fund.

Councilor Carpenter asked why officer names aren't listed that are going for training. **Police Chief Desmond Racicot** stated it was for security reasons (they have had some threats against officers) they don't want to publicize publicly which officers will be out of town. Councilors will have the information but it won't be listed on the agenda for the public.

Councilor Carpenter is glad he is protecting his people.

14. Requests the ratification and approval, pursuant to NYS Civil Service Law Section 204-a, of the Memorandum of Agreement between the Plattsburgh Police Officers Union, Local 812 and the City of Plattsburgh containing the terms and conditions of employment of persons occupying titles represented by Local 812 from July 1, 2008 through December 31, 2012.
(Move to agenda under "Other Items" Letter E)

11. NEW BUSINESS:

Councilor Valentine stated that the indoor driving range is nearing completion and would encourage everyone to go take a peek at it with faux grass, murals and blue skies. It is going to be a great addition to the gym offerings and thanked Steve and his staff for doing such a great job.

Councilor Jackson asked if it would be possible to have Stephanie and Jenn come in the next few weeks to give them an update. He hears things are moving positively with the half marathon. **Steve Peters** said yes he is sure they could. **Councilor Jackson** said they could come during the work session and just get a report from them. **Steve Peters** said sure and as of today they are at about 309 people registered.

Mayor Kasprzak said he will publicly give them credit because he felt if they were fortunate they would get about 140 runners and **Steve Peters** said they would get 500 and **Mayor** said he hoped so but he thought he was wrong and the **Mayor** was wrong and he was right. Jenn and Steph are working hard with **Steve Peters** to make it a success and it is going to be a very large success. He said they the three of them are concerned how to handle it if they get closer to the 500 mark but those are good problems to have versus the 120 or 140. So absolutely **Steve** was right.

12. CLOSING PUBLIC COMMENTS: None

Motion to Adjourn by Councilor Jackson; Seconded by Councilor Kelly
Roll call: Councilors Carpenter, Kelly, Rabideau, Calnon, Valentine, Jackson
(All voted in the affirmative)

MEETING ADJOURNED: 5:48 pm